



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2838

DATE SCANNED 3/18/15

SCANNER NO. 2

SCAN OPERATOR SES

2010-01-01 11:00:00



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2014 OCT -6 PM 3:02
FEDERAL ELECTION
COMMISSION
SECRETARIAT

October 3, 2014

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: Kristin D. Roser/Sari Pickerall *KDR* *SR*
Reports Analysis Division
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2014 12 Day Pre-Primary
Report (Florida) for the Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to timely file the 2014 12 Day Pre-Primary Report for the Florida Primary Election in accordance with 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)). The 12 Day Pre-Primary Report was due on August 14, 2014, and the Primary Election was held on August 26, 2014.

The committees listed on the attached RTB Circulation Report either failed to file the report or failed to file the election sensitive report by the required due date. Election sensitive reports filed more than four days prior to the election are considered late, and reports not filed more than four days prior to the election are considered not filed. In accordance with the schedule of civil money penalties for reports at 11 CFR § 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

An explanation of the civil money penalties calculation for the committees that failed to file the report is outlined below:

1100627-010004

The committee (AF 2833) represents a candidate that participated in the 2014 Primary in Florida's House Race. The committee was required to file a 2014 12 Day Pre-Primary Report (12P) covering July 1, 2014 through August 6, 2014 (37 days). In order to determine the civil money penalty, an estimated level of activity was calculated using a per diem average by multiplying the previous activity reported for the 2013-2014 election cycle (\$112,962) by 16.67% (the number of days required in 12P (37) divided by the number of days included in the Committee's 2013-2014 election cycle reports (222)).

The committee (AF 2834) represents a candidate that participated in the 2014 Primary in Florida's House Race. The committee was required to file a 2014 12 Day Pre-Primary Report (12P) covering July 15, 2014 through August 6, 2014 (23 days). In order to determine the civil money penalty, an estimated level of activity was calculated using a per diem average by multiplying the previous activity reported for the 2013-2014 election cycle (\$323,776) by 8.01% (the number of days required in 12P (23) divided by the number of days included in the Committee's 2013-2014 election cycle reports (287)).

The committee (AF 2835) represents a candidate that participated in the 2014 Primary in Florida's House Race. The committee was required to file a 2014 12 Day Pre-Primary Report (12P) covering July 1, 2014 through August 6, 2014 (37 days). In order to determine the civil money penalty, an estimated level of activity was calculated using a per diem average by multiplying the previous activity reported for the 2013-2014 election cycle (\$131,554) by 20.44% (the number of days required in 12P (37) divided by the number of days included in the Committee's 2013-2014 election cycle reports (181)).

The committee (AF 2837) represents a candidate that participated in the 2014 Primary in Florida's House Race. The committee was required to file a 2014 12 Day Pre-Primary Report (12P) covering July 1, 2014 through August 6, 2014 (37 days). In order to determine the civil money penalty, an estimated level of activity was calculated using a per diem average by multiplying the previous activity reported for the 2013-2014 election cycle (\$270,955) by 8.11% (the number of days required in 12P (37) divided by the number of days included in the Committee's 2013-2014 election cycle reports (456)).

The committee (AF 2838) represents a candidate that participated in the 2014 Primary in Florida's House Race. The committee was required to file a 2014 12 Day Pre-Primary Report (12P) covering July 1, 2014 through August 6, 2014 (37 days). In order to determine the civil money penalty, an estimated level of activity was calculated using a per diem average by multiplying the previous activity reported for the 2013-2014 election cycle (\$439,500) by 10.14% (the number of days required in 12P (37) divided by the number of days included in the Committee's 2013-2014 election cycle reports (365)).

Recommendation

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a))

THEORY

Federal Election Commission
Reason to Believe Circulation Report
2014 PRE-PRIMARY Election Sensitive 08/14/2014 AUTH (FL)

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2833	C00550129	CALVIN D TURNQUEST FOR CONGRESS	TURNQUEST, CALVIN DEON	OLIVIA OUTMEZGUINE	\$112,962	0		Not Filed	\$18,827 (est)	\$1,090
2834	C00541359	ELECT APRIL FREEMAN	FREEMAN, APRIL JUNE	BETTY KOSTRACH	\$323,776	0		Not Filed	\$25,947 (est)	\$1,400
2835	C00555631	HIRES FOR CONGRESS	HIRES, BEVERLY JOY	ROY WILEY	\$131,554	0		Not Filed	\$26,892 (est)	\$1,400
2836	C00550764	JOE MARTINEZ FOR CONGRESS	MARTINEZ, JOE A	SUSANA TACORONTE	\$194,276	0	8/21/2014	7	\$55,681	\$1,142
2837	C00545715	JORGE BONILLA FOR US CONGRESS INC	BONILLA, JORGE L JR	MAGDALENA BONILLA	\$270,955	0		Not Filed	\$21,985 (est)	\$1,090
2838	C00548024	LORENZO 'LARRY' PALOMARES-STARBUCK FOR CONGRESS	PALOMARES-STARBUCK, LORENZO 'LARRY'	ELY CESAR	\$439,500	0		Not Filed	\$44,552 (est)	\$1,400
2839	C00539973	MOREL FOR CONGRESS INC	MOREL, EMMANUEL G	CHARON WILLIAMS	\$116,651	0	8/20/2014	6	\$4,072	\$115

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation - 2014)
12 Day Pre-Primary Report (Florida) for the)
Administrative Fine Program:)
CALVIN D TURNQUEST FOR) AF# 2833
CONGRESS, and OLIVIA)
OUTMEZGUINE as treasurer;)
ELECT APRIL FREEMAN, and) AF# 2834
KOSTRACH, BETTY MS. as treasurer;)
HIRES FOR CONGRESS, and ROY) AF# 2835
WILEY as treasurer;)
JOE MARTINEZ FOR CONGRESS, and) AF# 2836
SUSANA TACORONTE as treasurer;)
JORGE BONILLA FOR US CONGRESS) AF# 2837
INC, and MAGDALENA BONILLA as)
treasurer;)
LORENZO 'LARRY' PALOMARES-) AF# 2838
STARBUCK FOR CONGRESS, and ELY)
CESAR as treasurer;)
MOREL FOR CONGRESS INC, and) AF# 2839
CHARON WILLIAMS as treasurer;)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election

Commission, do hereby certify that on October 07, 2014 the Commission took the following actions on the Reason To Believe Recommendation - 2014 12 Day Pre-Primary Report (Florida) for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated October 03, 2014, on the following committees:

AF#2833 Decided by a vote of 6-0 to: (1) find reason to believe that CALVIN D TURNQUEST FOR CONGRESS, and OLIVIA OUTMEZGUINE as treasurer violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2834 Decided by a vote of 6-0 to: (1) find reason to believe that ELECT APRIL FREEMAN, and KOSTRACH, BETTY MS. as treasurer violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2835 Decided by a vote of 6-0 to: (1) find reason to believe that HIRES FOR CONGRESS, and ROY WILEY as treasurer violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2836 Decided by a vote of 6-0 to: (1) find reason to believe that JOE MARTINEZ FOR CONGRESS, and SUSANA TACORONTE as treasurer violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2837 Decided by a vote of 6-0 to: (1) find reason to believe that JORGE BONILLA FOR US CONGRESS INC, and MAGDALENA BONILLA as treasurer violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2838 Decided by a vote of 6-0 to: (1) find reason to believe that LORENZO 'LARRY' PALOMARES-STARBUCK FOR CONGRESS, and ELY CESAR as treasurer violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2839 Decided by a vote of 6-0 to: (1) find reason to believe that MOREL FOR CONGRESS INC, and CHARON WILLIAMS as treasurer violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

October 8, 2014
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 8, 2014

Ely Cesar, in official capacity as Treasurer
Lorenzo 'Larry' Palomares-Starbuck for Congress
2333 Brickel Ave., Suite A-1
Miami, FL 33155

C00548024
AF#: 2838

Dear Mr. Cesar:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12 Day Pre-Primary Report of Receipts and Disbursements in any calendar year during which there is a regularly scheduled election for which the candidate is seeking election or nomination for election. This report, covering the period July 1, 2014 through August 6, 2014, shall be filed no later than August 14, 2014. 52 U.S.C. § 30104(a) (formerly 2 U.S.C. 434(a)). Records at the Commission indicate that this report was not filed prior to four (4) days before the election. You should file the report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)). 52 U.S.C. § 30109g(a)(4) (formerly 2 U.S.C. § 437g(a)(4)). On October 7, 2014, the FEC found that there is reason to believe ("RTB") that Lorenzo 'Larry' Palomares-Starbuck for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) by failing to file timely this report on or before August 14, 2014. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$1,400. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$1,400 is due within forty (40) days of the finding, or by November 16, 2014, and is based on these factors:

Sensitivity of Report: Election Sensitive
Level of Activity: \$44,552
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or November 16, 2014. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 52 U.S.C. § 30109g (formerly 2 U.S.C. § 437g). 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Lorenzo 'Larry' Palomares-Starbuck for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

3. If You Choose to Pay the Civil Money Penalty

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

... If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

If you make a payment in an amount less than the calculated civil money penalty as an offer to settle or compromise a debt owed to the Commission, the offer is herewith rejected despite any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109g(a)(2) (formerly 2 U.S.C. § 437g(a)(2)). It will remain confidential in accordance with 52 U.S.C. § 30109g(a)(4)(B) (formerly 2 U.S.C. § 437g(a)(4)(B)) and 30109g(a)(12)(A) (formerly 437g(a)(12)(A)) until it is placed on the public record in accordance with 11 CFR § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

Lee E. York

Lee E. Goodman
Chairman

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$1,400 for the 2014 Pre-Primary Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by November 16, 2014. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Lorenzo 'Larry' Palomares-Starbuck for Congress

FEC ID#: C00548024

AF#: 2838

PAYMENT DUE DATE: November 16, 2014

PAYMENT AMOUNT DUE: \$1,400



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2015 FEB 24 PM 5: 22

February 24, 2015

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *encl for*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: Kristin D. Roser/Sari Pickerall *KDR* *SP*
Reports Analysis Division
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the
2014 12 Day Pre-Primary Report (Florida)

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2014 12 Day Pre-Primary Report (Florida). The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, three (3) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, two (2) committees will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the

RTB finding, and one (1) committee will be assessed a civil money penalty of \$0 at FD. An overview of each of these cases has been provided below.

Elect April Freeman (AF 2834) filed the 2014 12 Day Pre-Primary Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$12,979 (previously estimated to be \$25,947), thus the fine would be lowered from \$1,400 to \$1,090.

Hires for Congress (AF 2835) filed the 2014 12 Day Pre-Primary Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$10,600 (previously estimated to be \$26,892), thus the fine would be lowered from \$1,400 to \$1,090.

Lorenzo 'Larry' Palomares-Starbuck for Congress (AF 2838) filed the 2014 12 Day Pre-Primary Report after the RTB finding and disclosed no activity (previously estimated to be \$44,552), which would result in no civil money penalty (fine previously assessed to be \$1,400).

RAD Recommendation

- (1) Make a final determination that the political committees and their treasurers listed on the attached reports violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) and assess the final civil money penalties so indicated.
- (2) Make a final determination that the political committee and its treasurer listed on the attached report with no activity, violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) and will not be assessed a civil money penalty.
- (3) Send the appropriate letters.

01/10/2015 10:00 AM

2/24/2015 3:33 PM

Federal Election Commission
FD Circulation Report Fine Paid
2014 PRE-PRIMARY Election Sensitive 08/14/2014 AUTH (FL)

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2836	JOE MARTINEZ FOR CONGRESS	MARTINEZ, JOE A	C00550764	SUSANA TACORONTE	08/21/2014	7	\$56,641	0	10/07/2014	\$1,142	\$1,142	11/18/2014	\$1,142

Federal Election Commission
FD Circulation Report Fine Not Paid
2014 PRE-PRIMARY Election Sensitive 08/14/2014 AUTH (FL)

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2833	CALVIN D TURNQUEST FOR CONGRESS	TURNQUEST, CALVIN DEON	C00550129	OLIVIA OUTMEZGUINE		Not Filed	\$18,827 (est)	0	10/07/2014	\$1,090	140	\$1,090
2834	ELECT APRIL FREEMAN	FREEMAN, APRIL JUNE	C00541359	BETTY KOSTRACH	10/15/2014	Not Filed	\$12,979	0	10/07/2014	\$1,400	140	\$1,090
2835	HIRES FOR CONGRESS	HIRES, BEVERLY JOY	C00555631	ROY WILEY	11/08/2014	Not Filed	\$10,800	0	10/07/2014	\$1,400	140	\$1,090
2837	JORGE BONILLA FOR US CONGRESS INC	BONILLA, JORGE L JR	C00545715	MAGDALENA BONILLA	01/28/2015	Not Filed	\$72,478	0	10/07/2014	\$1,090	140	\$1,090
2838	LORENZO 'LARRY' PALOMARES-STARBUCK FOR CONGRESS	PALOMARES-STARBUCK, LORENZO 'LARRY'	C00548024	ELY CESAR	11/13/2014	Not Filed	\$0	0	10/07/2014	\$1,400	140	NONE
2839	MOREL FOR CONGRESS INC	MOREL, EMMANUEL G	C00539973	CHARON WILLIAMS	08/20/2014	6	\$4,072	0	10/07/2014	\$115	140	\$115

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fine Program - Final) AF 2838
Determination Recommendation for the)
2014 12 Day Pre-Primary Report)
(Florida): Lorenzo "Larry" Palomares-)
Starbuck for Congress and Ely Cesar,)
Treasurer)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election
Commission, do hereby certify that on February 26, 2015, the Commission
decided by a vote of 6-0 to take the following actions in AF 2838:

1. Make a final determination that Lorenzo "Larry" Palomares-
Starbuck for Congress and Ely Cesar, Treasurer with no activity
violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) and will
not be assessed a civil money penalty.
2. Send the appropriate letter.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub
voted affirmatively for the decision.

Attest:

February 27, 2015
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 27, 2015

Ely Cesar, in official capacity as Treasurer
Lorenzo 'Larry' Palomares-Starbuck for Congress
2333 Brickel Ave., Suite A-1
Miami, FL 33155

C00548024
AF#: 2838

Dear Mr. Cesar:

On October 7, 2014, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Lorenzo 'Larry' Palomares-Starbuck for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) for filing late or failing to file the 2014 Pre-Primary Report. By letter dated October 8, 2014, the Commission notified you of the RTB finding and the preliminary civil money penalty calculated at the RTB stage to be \$1,400 in accordance with the schedule of penalties at 11 CFR § 111.43.

Since that time, the amount of the civil money penalty has been changed to reflect the actual level of activity of the 2014 Pre-Primary Report. The FEC made a final determination on February 26, 2015 that Lorenzo 'Larry' Palomares-Starbuck for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)), assessed no civil money penalty in accordance with 11 CFR § 111.43, and voted to close the file.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) (formerly 2 U.S.C. § 437g(a)(12)) no longer apply and this matter is now public. Pursuant to 11 CFR §§ 111.42(b) and 111.20(c), the file will be placed on the public record within thirty (30) days from the date of this notification.

If you have any questions regarding this matter, please contact Sari Pickerall on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

A handwritten signature in black ink that reads "Ann M. Ravel". The signature is fluid and cursive.

Ann M. Ravel
Chair



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2838

DATE SCANNED

3/18/15

SCANNER NO.

2

SCAN OPERATOR

EES